



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 6

1445 ROSS AVENUE, SUITE 1200
DALLAS, TEXAS 75202-2733

APR 7 2010

CERTIFIED MAIL, RETURN RECEIPT REQUESTED

7009 1680 0002 2887 0819

Mr. Tony Garza
Hilcorp Energy
P. O. Box 280
Refugio, Texas 78377

RE: Clean Water Act, Section 308 Information Request
Oil Spill in Jackson County, TX on or about February 28, 2010
NRC Report No: 932578

Dear Mr. Garza:

Pursuant to Section 308 of the Clean Water Act (CWA), 33 U.S.C. Section 1318 et seq., the United States Environmental Protection Agency (EPA) has the authority to request information pertinent to carrying out its responsibilities under the CWA. Accordingly, this Information Request is hereby served on you and Hilcorp Energy.

Compliance with the provisions of this letter is mandatory. Your responses to the questions are to be submitted to EPA and postmarked within thirty (30) days of receipt of this letter. The response must be signed by a duly authorized official of Hilcorp Energy. The information will be considered in the evaluation of the extent of your compliance with the federal regulations governing the discharge, or threat of discharge, of hazardous substances, pollutants, or contaminants into navigable waters of the United States.

Failure to respond fully and truthfully to the Information Request, or to adequately justify such failure to respond, will be considered a violation of Section 309 of the CWA, as amended by the Water Quality Act of 1987, which can result in enforcement action by EPA. Section 309 of the CWA permits EPA to seek the imposition of civil and criminal penalties for failure to submit information requested under Section 308 of the CWA, including issuance of an Administrative Penalty Order or referral to the United States Department of Justice for judicial action with monetary fines. Please be further advised that providing false, misleading, or fraudulent statements or representations, may subject you to criminal penalties under Section 309 of the CWA.

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This Information Request is not subject to the approval requirements of the Paperwork Reduction Act, of 1980, as amended, 44 U.S.C. Section 3501, et. seq., as described in 5 CFR Part 1320.3(c).

You are hereby requested to provide the following information regarding the oil spill, which occurred on or about February 28, 2010, in Jackson County, TX:

1. A report regarding the spill of well fluids into a water body, which occurred on or about February 28, 2010. (If the name of the water body is not available, use the best description available.)
2. The amount of product spilled (in either barrels or gallons). For releases of mixtures, include the total volume and either volumes or relative percentages of each component. If any reported value is an estimate, describe the method used to develop the estimate.
3. Duration of the spill event. Report the time and date the spill began, how long the product remained in the watercourse, as well as on the shoreline or banks and when the cleanup operations were considered complete and all product removed from waters of the United States and adjoining shoreline.
4. The cause of the spill.
5. Name of the immediate receiving ditch, creek, stream, river, lake, arroyo, swale, etc. if known.
 - A. Also include the names of all downstream receiving waters that the spill affected.
 - B. Additionally, list all downstream receiving water bodies to the first major river or lake, regardless of whether or not the spill affected the water bodies.
6. Site location map.
7. Drawing of the site showing locations of the facilities.
8. Sketch of the spill site showing extent of the spill.
9. Photographs of the spill and the spill site both before and after cleanup.
10. Documentation of any penalties assessed by local, state or federal agencies.
11. State the owner and operator of the equipment or facility from which the spill originated.

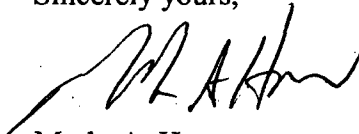
In some instances, information requested by EPA may be considered confidential business information (CBI) by the provider of that information. Should any of the information requested by EPA as part of this request for information be considered CBI material by Hilcorp Energy, you must assert that claim as part of your reply. The final determination regarding this material will be made by EPA per the regulations found in 40 CFR Part 2.204.

Please mail your response to the following address:

Mr. Nelson Smith
Superfund Division (6SF-PC)
U. S. EPA Region 6
1445 Ross Avenue
Dallas, TX 75202-2733

If you have any questions relating to this Information Request, please contact Mr. Nelson Smith at (214) 665-8489.

Sincerely yours,

A handwritten signature in black ink, appearing to read 'Mark A. Hansen', is written over a horizontal line.

Mark A. Hansen
Acting Associate Director
Prevention and Response Branch
Superfund Division



NRC#932578
HQS-PF-flidr-NRC to: R6 SpillReports

02/28/2010 10:27 AM

History: This message has been forwarded.

NATIONAL RESPONSE CENTER 1-800-424-8802

GOVERNMENT USE ONLYGOVERNMENT USE ONLY***

Information released to a third party shall comply with any applicable federal and/or state Freedom of Information and Privacy Laws

Incident Report # 932578

INCIDENT DESCRIPTION

*Report taken by: CIV NICHAULUS THREATT at 11:21 on 28-FEB-10
Incident Type: PIPELINE
Incident Cause: EQUIPMENT FAILURE
Affected Area: MENEESSEE LAKE
Incident was discovered on 28-FEB-10 at 08:45 local incident time.
Affected Medium: WATER MENEESSEE LAKE, SOIL

REPORTING PARTY

Name: TONY GARZA EXT 234
Organization: HILCORP ENERGY
Address: 537 QUINTANA ROAD
PO BOX 280
PRIMARY PHONE # EXTENSION IS 234
REFUGIO, TX
HILCORP ENERGY reported for the responsible party.
PRIMARY Phone: (361)5262373 CELLULAR Phone: (361)3182209
Type of Organization: PRIVATE ENTERPRISE

SUSPECTED RESPONSIBLE PARTY

Name: TONY GARZA ~~EXT 234~~
Organization: HILCORP ENERGY
Address: ~~537 QUINTANA ROAD~~
- PO BOX 280
PRIMARY PHONE ~~# EXTENSION IS~~ 78377
REFUGIO, TX
PRIMARY Phone: (361)5262373 CELLULAR Phone: (361)3182209

INCIDENT LOCATION

County: JACKSON
City: VANDERBILT State: TX
WEST RANCH, WELL NUMBER 263

RELEASED MATERIAL(S)

CHRIS Code: NCC Official Material Name: NO CHRIS CODE
Also Known As: SALT WATER
Qty Released: 2 BARREL(S) Qty in Water: 2 BARREL(S)
CHRIS Code: OIL Official Material Name: OIL: CRUDE
Also Known As:
Qty Released: 1 BARREL(S) Qty in Water: 1 BARREL(S)

DESCRIPTION OF INCIDENT

CALLER IS REPORTING A DISCHARGE OF CRUDE OIL FROM A WELL ON A 2 INCH

WELL
FLUIDS

FLOW LINE DUE TO AN EQUIPMENT FAILURE.

SENSITIVE INFORMATION

INCIDENT DETAILS

Pipeline Type: FLOW
DOT Regulated: NO
Pipeline Above/Below Ground: ABOVE
Exposed or Under Water: NO
Pipeline Covered: UNKNOWN
---SHEEN INFORMATION---
Sheen Color:
Sheen Odor Description: NO SHEEN INFORMATION
Sheen Travel Direction:
Sheen Size Length:
Sheen Size Width:
---WATER INFORMATION---
Body of Water: MENESESEE LAKE
Tributary of:
Nearest River Mile Marker:
Water Supply Contaminated: UNKNOWN

IMPACT

Fire Involved: NO Fire Extinguished: UNKNOWN

INJURIES: NO	Hospitalized:	Empl/Crew:	Passenger:
FATALITIES: NO	Empl/Crew:	Passenger:	Occupant:
EVACUATIONS: NO	Who Evacuated:	Radius/Area:	

Damages: NO

Closure Type	Description of Closure	Hours Closed	Direction of Closure
Air:	N		
Road:	N		Major Artery: N
Waterway:	N		
Track:			

Environmental Impact: UNKNOWN

Media Interest: NONE Community Impact due to Material:

REMEDIAL ACTIONS

CALLER STATES THE WELL WAS SHUT OFF AND BLED DOWN. A CONTRACTOR WILL BE HIRED TO HANDLE THE CLEANUP.
Release Secured: YES
Release Rate:
Estimated Release Duration:

WEATHER

Weather: CLEAR, 61°F

ADDITIONAL AGENCIES NOTIFIED

Federal: NONE
State/Local: TGLO, TRRC

State/Local On Scene: NONE
State Agency Number: 20100656

NOTIFICATIONS BY NRC

DHS NOC (NOC)
28-FEB-10 11:26 (202)2828114
USCG ICC (ICC ONI)
28-FEB-10 11:26 (301)6693363
DOT CRISIS MANAGEMENT CENTER (MAIN OFFICE)
28-FEB-10 11:26 (202)3661863
U.S. EPA VI (MAIN OFFICE)
28-FEB-10 11:27 (866)3727745 MR PETERSON
JFO-LA (COMMAND CENTER)
28-FEB-10 11:26 (225)3366513
MSSO PORT LAVACA (MAIN OFFICE)
28-FEB-10 11:26 (361)5820362
NATIONAL INFRASTRUCTURE COORD CTR (MAIN OFFICE)
28-FEB-10 11:26 (202)2829201
NOAA RPTS FOR TX (MAIN OFFICE)
28-FEB-10 11:26 (206)5264911
PIPELINE & HAZMAT SAFETY ADMIN (OFFICE OF PIPELINE SAFETY (AUTO))
28-FEB-10 11:26 (202)3660568
SECTOR CORPUS CHRISTI (COMMAND CENTER)
28-FEB-10 11:26 (361)9396393
TCEQ (MAIN OFFICE)
28-FEB-10 11:26 (512)2392507
TX GENERAL LAND OFFICE (TXGLO REGION 5)
28-FEB-10 11:26 (361)5528081
TEXAS STATE OPERATIONS CENTER (COMMAND CENTER)
28-FEB-10 11:26 (512)4242208

ADDITIONAL INFORMATION

CALLER HAD NO ADDITIONAL COMMENTS.

*** END INCIDENT REPORT #932578 ***

Report any problems by calling 1-800-424-8802
PLEASE VISIT OUR WEB SITE AT <http://www.nrc.uscg.mil>

SENDER: COMPLETE THIS SECTION

- ☐ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- ☐ Print your name and address on the reverse so that we can return the card to you.
- ☐ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Hilcorp Energy
P. O. Box 280
Refugio, Texas 78377

7009 1680 0002 2887 0819

2. Article Number.

(Transfer from service label)

7009 1680 0002 2887 0819

COMPLETE THIS SECTION ON DELIVERY

A. Signature

Linda Haertig

☐ Agent

B. Received by (Printed Name)

LINDA HAERTIG

C. Date

4-12-10

D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail

☐ Express Mail

☐ Registered

☐ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

UNITED STATES POSTAL SERVICE

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

- Sender: Please print your name, address, and ZIP+4 in this box •

MR. SAMUEL G. TATES
U.S. EPA (6SF-PC)
1445 ROSS AVENUE
DALLAS, TX 75202



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Refugio, Texas 78377

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